

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office NOV 16 1988

Returned to applicant for correction.....

Corrected application filed.....

Map filed April 23, 1981 under 43585

The applicant Michael R. Zakula

S.R. 1, Box 5-B, of Ely,
Street and No. or P.O. Box No. City or Town

Nevada 89301, hereby make^s application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground Sources
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Quasi-Municipal
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25,
Describe as being within a 40-acre subdivision of public

T.17 N., R.63E., M.D.B.&M. whence the Southeast corner of said Section 25 bears
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

S.83°03'E., 1182 feet distant

6. Place of use SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25, T.17 N., R.63 E., M.D.B.&M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water will be pumped into a 100 gallon
State manner in which water is to be diverted, i.e. diversion structure, ditches and
pressure tank and from there piped to the proposed place of use.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$3,500.00

10. Estimated time required to construct works..... 3 years
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

For the supporting map, please refer the map previously filed under Permit No.

43585. This water will be used to service a dental office and a residence in
 the proposed place of use for a total annual use of 950,000 gallons

By /s/ Richard W. Forman
Richard W. Forman Agent
P.O. Box 150
Ely, Nevada 89301

Compared kh/se bp/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 0.95 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... March 29, 1992

Proof of completion of work shall be filed on or before..... April 29, 1992

Application of water to beneficial use shall be made on or before..... March 29, 1995

Proof of the application of water to beneficial use shall be filed on or before..... April 29, 1995

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed AUG 7 - 1992 IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed SEP 24 1996 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of March,

Cultural map filed.....

Certificate No. 14435 Issued OCT 23 1996 A.D. 19...90

R. Michael Turnipseed P.E.
 State Engineer